

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13235 of 2023

Arising Out of PS. Case No.-387 Year-2022 Thana- GAYA MUFASIL District- Gaya

ABHISHEK KUMAR SINGH @ ABHISHEK KUMAR Son of Amrendra Singh @ Amresh Kumar R/o Mohalla- Sidharthpuri Colony Road No. 1, P.S.- Muffasil, District- Gaya

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR Bihar
2. SIMPI KUMARI Wife of Abhishek Kumar Singh @ Abhishek Kumar R/o Mohalla- Sidharthpuri Colony, Road No. 1, P.S.- Muffasil, District- Gaya, At present residing at Village- Anjan, P.S.- Madanpur, District- Aurangabad

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Rakesh Singh
For the Opposite Party/s :	Mr. Narendra Kumar Singh
	Mr. Ranjan Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 21-07-2023 Heard the parties.

2. The O.P. No.2 is present in the Court but the petitioner has not appeared.

3. The petitioner apprehends his arrest in connection with Gaya Muffasil P.S. Case No.387 of 2022, registered for the offence punishable under Sections 498A, 308, 323, 341/34 of the Indian Penal Code and Section 3/4 of Dowry Prohibition Act.

4. Petitioner, who is husband of opposite party no2., is said to have ousted the opposite party no.2 from her matrimonial home in association of his family members over the dowry demand.



5. It is submitted by learned counsel for the petitioner that the petitioner is an innocent person and has committed no offence. Petitioner has neither made any dowry demand nor drove her out of her matrimonial home nor tormented her over the demand of dowry. He further submits that the petitioner is not ready to keep his wife/O.P. No.2 with himself. Petitioner has no criminal antecedent.

6. Learned APP for the State as well as learned counsel for the O.P. No.2 opposed the prayer for anticipatory bail.

7. Having regard to the facts and circumstances of the case as the petitioner is not ready to keep the O.P. No.2 with him, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

8. This application is, accordingly, dismissed.

(Anjani Kumar Sharan, J)

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